

MOTION BY SUPERVISOR MICHAEL D. ANTONOVICH

MAY 26, 2009

Animal Permit Case No. 2008-0004-(5) is a request to approve the keeping of 15 goats, 2 horses, 1 llama, and 1 emu on a relatively large property at 490 Smoketree Drive in unincorporated La Verne.

After lengthy public testimony, the Regional Planning Commission approved the request. The Commission's decision reduced the number of goats, from the 15 goats that the applicant requested, to a maximum of 10 goats. Neighboring property-owners have appealed the determination, requesting denial of the entire application.

The unanimous decision of the Regional Planning Commission carefully balanced two competing interests: 1) the applicant's right to keep and maintain animals on a property zoned for agricultural uses, and 2) the neighbors' desire to preserve the "quiet enjoyment" of their properties. Despite the Commission's considered decision, the neighbors have raised some significant concerns that require additional protections.

**I, THEREFORE, MOVE THAT THE BOARD OF SUPERVISORS:**

- Close the public hearing;
- Find that the project is Categorically Exempt from the California Environmental Quality Act;
- Indicate the Board's intent to deny the appeal and to re-affirm the Regional Planning Commission approval of Animal Permit Case No. 2008-0004-(5), subject to the following additional conditions:

MOTION

MOLINA \_\_\_\_\_

RIDLEY-THOMAS \_\_\_\_\_

YAROSLAVSKY \_\_\_\_\_

ANTONOVICH \_\_\_\_\_

KNABE \_\_\_\_\_

- The maximum number of goats on the property at any time shall not exceed ten goats. This number shall include goats of all ages including, but not limited to, adults, children, and new-born goats.
- There shall be a 35-foot (35') buffer on the northerly side of the subject property (bordering the adjoining single-family dwellings to the north facing Base Line Road). All goats on the subject property shall remain outside this portion of the property at all times.
- Male and female goats shall be segregated on the subject property at all times. The male and female goats shall not be allowed to eat, board, sleep, nor otherwise be in each other's company at any time.
- The applicant shall obtain all required permits from the Department of Animal Care and Control.
- Within 180 days of the effective date of this grant, and at the sole expense of the applicant, the applicant shall construct a solid masonry wall of six feet (6') in height along or abutting the entire northerly property-line. The wall shall be constructed entirely on the subject property. (Alternately, and if the applicant can secure the consent of adjoining property-owners to the north, this wall may straddle the property-line).
- During the first year of operation, the Department of Regional Planning shall conduct four site visits/inspections. Two of these inspections shall be announced and two shall be unannounced. The applicant shall arrange to provide unrestricted access to Regional Planning staff during business hours (Monday-Friday 9:00 a.m. to 5:00 p.m., excluding holidays).
- The Director of Regional Planning shall conduct a Director's Review and prepare a report no later than 12 months after the effective date of this grant evaluating the applicant's compliance with all conditions of approval. This report shall be submitted to the Regional Planning Commission for discussion at a regularly-scheduled Commission meeting, with adequate notice to all interested parties, and for consideration of appropriate action if the applicant fails to comply with the conditions herein. Failure of the applicant to comply with any condition of approval shall be grounds for revocation of the grant; and
- Direct County Counsel to prepare final findings and conditions for approval to bring back to a future Board of Supervisors meeting.

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